



**UNITED STATES DEPARTMENT OF COMMERCE**

**Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS

Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/407,751 09/28/99 PLUVINAGE

V RXSD-1000-1

022470 0212/1020

HAYNES AND BEFFEL

NOT ASSIGNED

P O BOX 366

HALF MOON BAY CA 94019

2747

**DATE MAILED:**

10/20/99

**NOTICE TO FILE MISSING PARTS OF APPLICATION**

**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37.CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 3,062.00

☒ 1. The statutory basic filing fee is:

- ☒ missing.  
☐ insufficient.

☐ insufficient. Applicant must submit \$ 760.00 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ 2,016.<sup>00</sup> for 112 total claims over 20.

\$ 156.00 for 2 independent claims over 3.

\$\_\_\_\_\_ for multiple dependent claim surcharge:

***Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.***

**3. The oath or declaration:**

- ☒ Is missing or unsigned.  
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37-CFR 1. 63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s). Identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☒ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

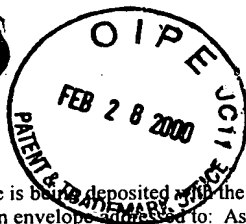
☐ 9. OTHER

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

## Customer Service Center

**Initial Patent Examination Division (703) 308-1202**



Sector  
#4

Attorney Docket No.: RXSD 1000-1

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on 22 February 2000.

Amy Jonsson 22 Feb 2000  
Amy Jonsson (Date)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of	)	
	)	
VINCENT PLUVINAGE and RODNEY PERKINS	)	Group Art Unit: 2747
	)	
Application No.: 09/407,751	)	
	)	
Filed: 28 September 1999	)	Examiner:
	)	
Title: <b>System and Method for Delivering</b>	)	
<b>Customized Audio Data</b>	)	
	)	

**TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION**

BOX MISSING PARTS  
Assistant Commissioner for Patents  
Washington, D.C. 20231  
Sir:

In response to the Notice to File Missing Parts of Application dated 20 October 1999, for which a Response (accompanied by a two-month extension of time) is due to be filed on or before **22 February 2000**, enclosed please find:

- [X] Form PTO-1533 (copy of Notice to be returned with response);
- [X] Combined Declaration and Power of Attorney signed by the inventor(s) and the surcharge of \$65.00 as set forth in 37 C.F.R. § 1.16(e);
- [X] Declaration Claiming Small Entity Status;
- [X] Assignment document, Form PTO-1595, and the \$40.00 assignment recordation fee;
- [X] Power of Attorney by Assignee to Exclusion of Inventor Under 37 C.F.R. §3.71 with Revocation of Prior Powers;
- [X] Check No. 849 in the amount of \$1,761.00.

An extension of time of two (2) months is hereby requested, and the fee of \$190.00 is enclosed for a total fee enclosed (Check No. 849) of \$1,761.00.

The Commissioner is hereby authorized to charge any additional fees that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-0869 (Docket No. RXSD 1000-1). A duplicate of this paper is enclosed.

03/02/2000 MAILING 00000090 09407751

01 FC:216

190.00 OP

Respectfully submitted,

Date: 22 February 2000

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